Attorney Docket No. 15966-675CIP2 (Cura 175CIP2)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Gerlach, et al.

SERIAL NUMBER: 09/970607   EXAMINER: Terry Alan McKelvey

FILING DATE: 10/03/2001   ART UNIT: 1636

FOR: NOVEL PROTEINS AND NUCLEIC ACIDS ENCODING SAME

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION AND AMENDMENT TO CORRECT INVENTORSHIP IN A NONPROVISIONAL PATENT APPLICATION UNDER 37 C.F.R. §1.48(a) and (b).

Dear Sir:

The prosecution of the above-identified nonprovisional application has resulted in the cancellation of claims so that fewer than all of the currently named inventors are the actual inventors of the invention being claimed in the instant application. Therefore, by rule 37 C.F.R. §1.48(b), Applicants submit this Amendment and Petition to correct inventorship by deleting the following name(s):

Ellerman, Karen E.;

Gerlach, Valerie L.;

Herrmann, John ;

MacDougall, John R.;

Rastelli, Luca ;

Shimkets, Richard A.;

Smithson, Glennda

Each of the above listed inventors' invention is no longer being claimed in the instant nonprovisional application.

In addition, by rule 37 C.F.R. §1.48(a), Applicants submit this Amendment and Petition to correct inventorship by adding the following name, which was not included on the application at the time of filing. This error is without deceptive intent, as he is included on the parent case, U.S.S.N. 09/783429, filed February 14, 2001. Please correct inventorship by adding the following name:

Malyankar, Uriel M.

Applicant submits herewith the appropriate fees set forth in 37 C.F.R. §1.17(i). The Commissioner is hereby authorized to charge any additional fees that may be due, or to credit any overpayment, to the undersigned's account, Deposit Account No. 50-0311, Ref. No. 15966-675CIP2.

Should the Commissioner have any questions concerning this petition, he is invited to telephone the undersigned at the number provided.

Respectfully submitted,

Dated: February 3, 2004

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2

PATENT APPLICATION FEE DETERMINATION RECORD
Effective October 1, 2001

Application or Docket Number

15-9. 66-675. (1P2

CLAIMS AS FILED - PART I

	(Column 1)	(Column 2)
TOTAL CLAIMS	79	
FOR	NUMBER FILED	NUMBER EXTRA
TOTAL CHARGEABLE CLAIMS	79 minus 20=	59
INDEPENDENT CLAIMS	4 minus 3 =	1
MULTIPLE DEPENDENT CLAIM PRESENT		☐

SMALL ENTITY TYPE ☐		OR	OTHER THAN SMALL ENTITY	
RATE	FEE		RATE	FEE
BASIC FEE	370.00	OR	BASIC FEE	740.00
X$ 9=		OR	X$18=	✓
X42=		OR	X84=	
+140=		OR	+280=	
TOTAL		OR	TOTAL	

* If the difference in column 1 is less than zero, enter "0" in column 2

CLAIMS AS AMENDED - PART II

AMENDMENT A

	(Column 1) CLAIMS REMAINING AFTER AMENDMENT		(Column 2) HIGHEST NUMBER PREVIOUSLY PAID FOR	(Column 3) PRESENT EXTRA
Total	7	Minus	79	= 0
Independent	2	Minus	4	= 0
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM				☐

SMALL ENTITY		OR	OTHER THAN SMALL ENTITY	
RATE	ADDITIONAL FEE		RATE	ADDITIONAL FEE
X$ 9=		OR	X$18=	
X42=		OR	X84=	
+140=		OR	+280=	
TOTAL ADDIT. FEE		OR	TOTAL ADDIT. FEE	

AMENDMENT B

	(Column 1) CLAIMS REMAINING AFTER AMENDMENT		(Column 2) HIGHEST NUMBER PREVIOUSLY PAID FOR	(Column 3) PRESENT EXTRA
Total	7	Minus	79	= 0
Independent	1	Minus	4	= 0
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM				☐

RATE	ADDITIONAL FEE		RATE	ADDITIONAL FEE
X$ 9=		OR	X$18=	
X42=		OR	X84=	
+140=		OR	+280=	
TOTAL ADDIT. FEE		OR	TOTAL ADDIT. FEE	

AMENDMENT C

	(Column 1) CLAIMS REMAINING AFTER AMENDMENT		(Column 2) HIGHEST NUMBER PREVIOUSLY PAID FOR	(Column 3) PRESENT EXTRA
Total	•	Minus	••	•
Independent	•	Minus	•••	••
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM				☐

RATE	ADDITIONAL FEE		RATE	ADDITIONAL FEE
X$ 9=		OR	X$18=	
X42=		OR	X84=	
+140=		OR	+280=	
TOTAL ADDIT. FEE		OR	TOTAL ADDIT. FEE	

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.
** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20."
*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3."
The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.